Whether govement have assued any circular on senoirsilly of sc/st omecers promoted earture cisvis genral cnadiated prolloted proti January 1997

(B) wheter government have recicved any representation against this culcuta and
(e) wheter govement propose to window the said cirucluat in vies of the judegements icf so details therfor it not the reasongs therto

THE MINISTER OF STATE IN THJi MINlSrRY OF PERSOtNtME PUbUC GRIEVANCES AND PEN-5I0NS AND THE MINISTER OF SiATE IN THE M1NIS1RY OF PARLIAMENTARY AFFAIRS (SHRI S. R. BALASUBRAMONIYAN): La) and (b) The Hon'able Supreme Court in its judgement dated 7th May, 1997 in the case of Shri Jt-g-iish Lai and others Vs. State of rlaryana has held *inter-alia* that the principle laid down in Shri Virpal Singh Chauhan's case will operate prospectively and will not affect pro-notions of the reserved category rtndidates which were made prior to the case of Shri Virpal Singh Chiahan Also, the ruling in Chau-*ym't* case canot be given effect tUcally through isue of execu-t»e instructions if there is contrary Povision i_n the staiutory rules. In others words, it will be necessary to 'mend the statutory rules governing Wiority to give effect to the ruling 'he Hon'ble Supreme Court-here, however, there are n_0 statu. rule* regu'ating seniority issue 'ructions in this regard would .ce 6

h 'he cese $_0$f A-hok Kum-r Gupta SU_{se} of Utta- Pradesh the iTlr WM directed at reservation *cj*^^*on* Thu Hon hie Suoreme U Judgement dated ,^7T h»s unrHa ,h_e v-liditv of Promntio$_n$ under the tT°n the grounds that *U^TT** C«««rt In I«dira Saw-what has ue-mifted QM reservations p.omouons to continue for a period oi uve ye&iS irum ine $d_a$ie 01 saia j uugemeut.

to te) Having regard to the judgement or tne iion'D.e Supieuie Court in tne mauer ot Union of inula & Others Vs. Shri Virpal Singh Chaunan etc., orders nave been LSU-ea vy tne uovernment vide O.M. No 20uil/l$_l$96-Estt.U) dated 30.1.1997 that if a candidate belonging to the Scneduied Caste or the bchedaied Tribe is promoted to an immecuate higher post/giade against a reserved vacancy earlier than his senior gene.al,OBC candidate who is pro-moted later to the said immediate higher pos'lgrade, the general|OBC candidate will regain his seniority over such earlier promoted candidate of the Scheduled Caste and the Scheduled Tribe in th$_e$ immediate higher posi/grade. However$_>$ if in the meanwhile, the reserved candidate; who got accelerated promotion to the immediate higher grade, has moved still further by getting promotion to the next higher grade, no benefit would accrue to the general/OBC candidate at the 'ime of his promotion. These order$_s$ ar$_e$ effective prospectively from the dat$_e$ of issue. Representations have been received against the orders which wer$_e$ examined in the light of the law laid down by the Hon'ble Supreme Court and the provisions made in 'he afo-e-said O.M.

In view of the aforesaid position, there is no proposal at the moment (o withdraw 'he said orders

AppUcabilitv of CCS rule* to BBITBO-

2582 PROF RAM KAPSE: Win the PRIME MINISTER be pleased «o sta»e-

(a) whether l mandatory *or Atitntv moti$ BodlM/TmsM c caKM *T Parliament's Resolution and obtaining grants from Govemmen< *f*^{ol}-low the provisions of C C 8. rules. applicable her Govemineni em-ployees.

(b) if so, the details thereof,

(c) the details of protective mea-chanism/check available to emplo yees of such Autonomous Bodies from being exploited, victimised and ha rassed by the senior level officials who, in the name of autonomy, per petrate injustice;

(d) whether Government have or would *suo-moto,* investigate such cases especially wherei$_n$ female ^{em}" ployees are victimised;

(e) if so, the details thereof; and

(f) if not, the reasons therefor?

THE MINISTER OF STATE IN THE MINISTRY OF PERSONNEL, PUBLIC GRIEVANCES AND PEN-SIONS AND THE MINISTER OF STATE IN THE MINISTRY OF PAR-LIAMENTARY AFFAIRS (SHRI S. R. BALASUBRAMONIYAN): (a) and lb) The CCS. rules ar$_e$ not auto-matically applicable t$_0$ Autonomous Bodies. However, Autommous Bodies are fee to adopt these rules as model rules for their employees.

(c) The rule? for Autonomous Bo dies are framed by va ious authori ties administratively concerned with the Autonomous Bodie$_s$ unde$_r$ them. Hcn?e s.ich information is not cen trally available.

(d) It is for the Ministry/Depart ment administrat vely concerned with the Autonomous Bodies to consider lhe' 'en it is brought to their notice.

(e) and (0 Do not arise.

पता चले घोटालों की संख्या

2583. **श्री गोपाल सिंह जी० सोलंकी :**
श्री चिमनभाई हरीभाई शुक्ला :

क्या प्रधान मंत्री यह बताने की कृपा करेंगे कि :

(क) वर्ष 1995-96, 1996-97 के दौरान और आज तक पता चले घोटालों की संख्या कितनी है ;

(ख) केन्द्रीय अन्वेषण ब्यूरो को जांच के लिये सौंपे गये नये मामलों की संख्या कितनी है;

(ग) केन्द्रीय अन्वेषण ब्यूरो द्वारा किन किन प्रमुख व्यक्तियों और विभागों के विरुद्ध मामले दायर किये गये हैं ;

(घ) क्या केन्द्रीय अन्वेषण ब्यूरो ने निर्यातक को राज्य व्यापार निगम के विरुद्ध और आयात-निर्यात विनियन विभागों के निदेशकों की बहुचर्चित यूरिया और खाद्य तेल आयात घोटाले में संलिप्तता के संबंध में सदस्यों से पत्र प्राप्त हुये हैं ;

(ङ) यदि हां, तो तत्संबंधी ब्यौरा क्या है ; और

(च) उस पर अब तक कोई कार्यवाही नहीं किये जाने के क्या कारण हैं?

कार्मिक, लोक शिकायत और पेंशन मंत्रालय में राज्य मंत्री तथा संसदीय कार्य मंत्रालय में राज्य मंत्री (श्री एस०आर० बालासुब्रहमण्यन) :

(क) से (ग) केन्द्रीय अन्वेषणब्यूरो से प्राप्त सूचना के अनुसार, वर्ष 1995-96 और वर्ष 1996-97 के दौरान तथा आज तक की स्थिति के अनुसार, विभिन्न घोटालों के संबंध में, उसके द्वारा दर्ज किये गये मामलों की संख्या इस प्रकार रही है:—

1995-96	1996-97
117	62

उपर्युक्त घोटालों में, केन्द्रीय अन्वेषण ब्यूरो ने कुल 184 अभियुक्तों के विरुद्ध मामले दर्ज किये हैं, जिनमें प्रभात अभियुक्तों के अतिरिक्त, प्रमुख व्यक्ति, सरकारी कर्मचारी, निजी फर्में तथा गैर सरकारी व्यक्ति शामिल हैं। इन सभी मामलों में कानून के अनुसार कार्रवाई की जायेगी ।